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GEOFFREY C. LYON (Bar No. 132747)
LYON LAW PC
555 E Ocean Blvd Ste 610
Long Beach CA 90802-5055
Tel: 562-590-6900; Fax: 562-590-6945
lyonlaw@verizon.net

Attorney for Plaintiff,
TANYA STELLY

BINGHAM McCUTCHEN LLP
JACQUELINE COOKERLY AGUILERA (SBN 166579)
EILEEN M. O'BRIEN (SBN 234786)
355 South Grand Avenue, Suite 4400
Los Angeles, California 90071-3106
Telephone: 213.680.6400
Facsimile: 213.680.6499

Attorneys for Defendant
T-MOBILE USA, INC.

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

TANYA STELLY,

Plaintiff,

v.

T-MOBILE USA INC., and DOES 1 to
10,

Defendants.

Case No. CV08-06557 VBF (FMOx)


**ORDER RE STIPULATION RE
LIMITATION ON DAMAGES
AND REMAND OF ACTION**

1 Based upon the above representations and agreements by Plaintiff
2 Stelly and her counsel, and the stipulation of the Parties, the pleadings and papers
3 on file in this action, the comments of counsel at the December 1, 2008,
4 Scheduling Conference, and those matters of which the Court may properly take
5 judicial notice and GOOD CAUSE APPEARING THEREFORE:

6 IT IS HEREBY ORDERED THAT this entire action be and hereby is
7 ordered remanded forthwith to the California Superior Court for the County of Los
8 Angeles, in light of and subject to the terms and conditions of the Parties'
9 stipulation that the total of all recovery by Plaintiff Stelly, including economic
10 damages, non-economic damages, punitive damages, interest, costs and attorneys'
11 fees shall not exceed \$75,000 in the aggregate, and in light of the Parties' intent
12 that this stipulation shall be binding and conclusive upon Plaintiff and her counsel
13 in the California Superior Court.

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15 IT IS SO ORDERED.

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17 DATED: December 15, 2008

18 By 
19 Hon. Valerie Baker Fairbank
20 UNITED STATES DISTRICT JUDGE
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